

Fire Safety Code Board

Of Appeal and Review

Minutes of the July 27, 2010 hearing

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, July 27, 2010 at 1:00 P.M. Present were Vice Chairman Newbrook and Commissioners Dias, Walker, Jasparro, Jackson, Preiss and Richard. Chairman Coutu and Commissioners Pearson, Blackburn, and Filippi were absent. Also present were Executive Director Thomas B. Coffey Jr. and Administrative Assistant Desiree Campanini. The following cases were heard.

APPEAL #100103: Mr. Duarte Carrreiro, for the property located at 154-156 Warren Avenue, East Providence. ADSFM Oscar Elmasian appeared for the East Providence Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Dias and Commissioner Jackson to grant the Applicant a time variance of thirty (30) days to submit a plan of action to the East Providence Fire Marshal's Office for the correction of all outstanding deficiencies in this facility, and an additional 120 days to bring this facility into full compliance with the Fire Code. The Board granted the East Providence Fire Marshal's Office the authority to extend the above deadlines for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100013: Mr. William Halliwell, for the property located at 26 Morse Avenue, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for the installation of a compliant fire alarm system in this facility and an additional 120 days to complete that plan of action. If the applicant is showing a good faith effort, the North Smithfield Fire Marshal's Office may extend the time variance, not to exceed one (1) year for each building on the property. The Board also granted the applicant a time variance of thirty (30) days in which to install a key access box, to install portable fire extinguishers and to install self-closing and latching devices on all the cited doors at the direction of the North Smithfield Fire Marshal's Office. The applicant was granted a variance for all the bedroom windows which do not meet the required measurement for the secondary means of escape from this facility. The motion was unanimous.

APPEAL #070473: Mr. William Halliwell, for the property located 18 Morse Avenue, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for the installation of a compliant fire alarm system in this facility and an additional (120) days to complete the plan of action. If the

applicant is showing a good faith effort, the North Smithfield Fire Marshal's Office may extend the time variance, but not to exceed one (1) year for each building on the property. The Board also granted the applicant a time variance of thirty (30) days to install a key access box, to install portable fire extinguishers and to install self-closing and latching devices on all the cited doors at the direction of the North Smithfield Fire Marshal's Office. The applicant was granted a variance for all the bedroom windows which do not meet the required measurement for the secondary means of escape from this facility. The motion was unanimous

APPEAL #090221: Mr. Norman Audino, Jr., for the property located at 20 Austin Avenue, Greenville. DSFM Christine Kent appeared for the State Fire Marshal's Office and ADSFM James Waterman appeared for the Smithfield Fire Marshal's Office. Commissioner Preiss made a motion, seconded by Commissioner Jasparro, to grant the Applicant a time variance of thirty (30) days to submit a plan of action for this installation of a fully compliant sprinkler system in this facility at the direction of the State Fire Marshal's Office and an additional sixty (60) days in which to complete the plan of action. The motion was unanimous.

APPEAL#100165: Ms. Cynthia L. Gerlach of Robinson, Green, Beretta Corporation for the property located at 600 Mount Pleasant Avenue, Providence. DSFM David Cionfalo appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by

Commissioner Dias, to grant the Applicant a variance to allow her not to install automatic fire-extinguishing equipment on a type (I) hood on the cited electric oven. The motion passed with Commissioner Preiss opposing the vote.

APPEAL #080236: Mr. Clark Lamboy, for the property located at 35 High Street, Pascoag. DSFM Christine Kent appeared for the State Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Richard, to grant the Applicant a variance on the basis of structural hardship on the front, rear and basement stairways due to headroom issues and riser dimensions. The motion was unanimous.

APPEAL #100163: Mr. Clark Lamboy, for the property located at 140 Laural Hill Avenue, Pascoag. DSFM Christine Kent appeared for the State Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Jackson, to grant the Applicant a variance on the basis of structural hardship on the following issues; the rear and basement winders dimensions for the stairs, the basement headroom clearance and the dimension of the stairway. The Board granted the applicant a variance on the third floor office space that doesn't have sprinkler coverage. The motion was unanimous.

APPEAL#100162: Mr. Clark Lamboy, for the property located at 549 Providence Street, Woonsocket. DSFM Christine Kent appeared for

the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Jackson, to grant the applicant a time variance of thirty (30) days in which to present a plan of action for the two (2) interior stairways that are the means of egress and the basement lower level egress stairway lacking automatic sprinkler protection, and an additional 120 days in which to complete the plan of action. The Board granted the Applicant a variance on the following items; the two (2) interior stairways which do not meet fire code dimension for the width or winders, the (2) interior stairs headroom clearance that does not meet requirements and the basement headroom clearance which does not meet requirements of the Life Safety Code. The motion was unanimous.

APPEAL #080127B: Mr. David Nadeau, for the property located at 15 Wellstown Road, Ashaway. The Ashway Fire Marshal was not in attendance for this hearing. Commissioner Richard made a motion, seconded by Commissioner Dias and Commissioner Jasparro, to grant the Applicant a time variance until August 1, 2011 to complete the installation of a fully compliant sprinkler system in this facility. The motion was unanimous.

APPEAL #100041: Landmark Medical Center, for the property located at 115 Cass Avenue, Woonsocket. DSFM Paul Manning appeared for the State Fire Marshal's Office and ADSFM Frank Dunton appeared for the Woonsocket Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Jackson, to grant the applicant

a time variance of thirty (30) days to provide the State Fire Marshal's Office with a plan of action to bring the new fire alarm system installed in this facility into operation as soon possible and an additional (120) days to bring the remainder of the new fire alarm into complete compliance at the direction and to the satisfaction of the State Fire Marshal's Office. The State Fire Marshal's Office has the authority to extend the above deadline if a good faith effort is being show by the Applicant. The Board granted the applicant a variance on the basis of structural hardship for the width of the bathroom doors located between two rooms. The State Fire Marshal's Office had no objection to the variance as long as the Applicant provides the bathroom doors with push pin locks. The Board granted the applicant a time variance of thirty (30) days to comply with the Life Safety Code by providing the proper signage in areas containing medical gases and medical oxygen in this facility at the direction of the State Fire Marshal's Office. The Applicant was granted a time variance of thirty (30) days to provide the State Fire Marshal's Office with a plan of action to correct all outstanding deficiencies, and an additional (120) days to complete the plan of action. The motion was unanimous.

Old Business:

APPEAL #080259: Summit General Store, Ltd.

On July 26, 2010 at 9:00 A.M. an onsite inspection was conducted for the property located at 25 Old Summit Road, Coventry. Scott Caron,

Chief of Inspections and Deputy State Fire Marshal Kaitlyn Foley appeared for the State Fire Marshal's Office. Mr. Matthew Skaling, Mr. Paul Skaling and Mr. Kevin Skaling appeared for the above property. Commissioner Walker made a motion, seconded by Commissioner Dias and Commissioner Jasparro, to accept the Subcommittee's Recommendation to include the installation of new fire extinguishers and signage stating no public access in the basement, attic and storage areas at the direction and to the satisfaction of the State Fire Marshal's Office. The motion was unanimous.

**Respectfully submitted,
Desiree Campanini**